

E-Filed 9/10/2009

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

TOM NORRING, Trustee of the Tom Norring Family Trust,

Plaintiff,

PRIVATE ESCAPES LLC, et al.,

Defendants.

Case Number C 09-2977 JF (RS)

**ORDER¹ DISMISSING ACTION
WITHOUT PREJUDICE**

On July 9, 2009, Defendants filed a motion to dismiss for lack of subject matter jurisdiction, set for hearing on September 11, 2009. Plaintiff did not file any response within the time provided for opposition under the Court's Civil Local Rules. On September 8, 2009, Plaintiff filed a notice of non-opposition to Defendants' motion to dismiss, consenting to dismissal of the entire action.

¹ This disposition is not designated for publication in the official reports.

1 Accordingly, the action is DISMISSED WITHOUT PREJUDICE.
2 All hearing dates, pretrial dates, and trial dates are VACATED.
3 IT IS SO ORDERED.
4
5
6
7 DATED: 9/10/2009
8
9
10 
11 JEREMY FOGEL
12 United States District Judge
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 Copies of Order served on:

2

3 Charles W. Steese csteese@s-elaw.com

4 Mark Douglas Epstein mepstein@avelaw.com, callen@avelaw.com

5 Paul S. Avilla pavilla@mstpartners.com, nat@mstpartners.com

6 Phillip L. Douglass pdouglass@s-elaw.com

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28